The opinion in support of the decision being entered today was <u>not</u> written for publication and is <u>not</u> binding precedent of the Board.

Paper No. 18

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Ex parte GUANG-HO CHA, CHIN-WAN CHUNG and DRAGUTIN PETKOVIC

MAILED

JUL 02 2004

U.S. PATENT AND TRADEMARK OFFICE BOARD OF PATENT APPEALS AND INTERFERENCES

Appeal No. 2003-1574 Application No. 09/512,949

ON BRIEF

Before HARKCOM, *Acting Chief Administrative Patent Judge*, WILLIAM F. SMITH, and NASE, *Administrative Patent Judges*.

Per Curiam.

REMAND TO THE EXAMINER

The Office of the Group Director of Technology Center 2100 has requested that this application be remanded to the jurisdiction of the patent examiner so that the issues raised in this appeal can be reconsidered. Accordingly, we *remand*.

If reconsideration by the examiner does not promptly result in the withdrawal of all pending rejections, the examiner must return this application to the jurisdiction of the

Application No. 09/512,949

Board so that the appeal may be restored.

This application, by virtue of its "special" status, requires *immediate* action by the examiner. **See** MPEP § 708.01(d). The Board of Patent Appeals and Interferences *must* be informed promptly of any action affecting the appeal in this case, including reopening of prosecution, allowance and/or abandonment of the application.

REMANDED

GARY/V. HARKCOM, Acting Chief Administrative Patent Judge

WILLYAM & SMITH
Administrative Patent Judge

) APPEALS AND) INTERFERENCES

BOARD OF PATENT

JEFFREY V. NASE

Administrative Patent Judge

GVH/dpv

Application No. 09/512,949

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